

Reference Sheet for Title IX Coordinator Training

September 27, 2023

The following reference points were outlined in the Title IX Coordinator Training on the date noted above. The citations and hyperlinks are provided for ease in accessing federal and state law; individuals are encouraged to access/review for the full details.

Title IX Coordinator (specific citations to the Title IX regulations: 34 CFR 106)

- Designation: 34 CFR 106.8(a)
- Report to senior leader: *OCR continued recommendation* (Methods of Administration training, September 7, 2023)
- Independent (avoiding conflicts of interest, serving impartially): 34 CFR 106.45(b)(1)(iii)
- Visible: 34 CFR 106.8
- Authority to coordinate: 34 CFR 106.8; 106.30(a)
- Protected from [retaliation](#): 34 CFR 106.71
- Sufficiently trained: 34 CFR 106.45(b)(1)(iii); 34 CFR 106.30 (definition of [sexual harassment](#)); 34 CFR 106.31 ([education programs and activities](#))
- Dissemination of policy and grievance procedures ([annual, continuous notice](#)): 34 CFR 106.8
- Report repository: 34 CFR 106.8(a), 106.30, 106.44
- [Campus response](#): 34 CFR 106.30(a), 106.44, 106.45
- [Recordkeeping](#) 34 CFR 106.45(b)(10)

Office of Civil Rights

“[News Room](#)” section provides recent compliance reviews and agreements of OCR’s current application of Title IX in schools and colleges. Look for “sexual harassment”

[Reading Room](#): additional materials, guidance, publications, etc.

Adjacent Federal and State Laws

- Jeanne Clery Act ([34 CFR 668.46](#))
 - [Required primary prevention and awareness programming](#) for incoming students and new employees
 - [Annual training](#) for individuals conducting investigations and hearing processes for incidents of sexual assault, dating violence, domestic violence, and stalking
 - [Procedures](#) for institutional disciplinary action
 - [Procedures](#) victims should follow
- Violence Against Women Act ([28 CFR 90](#))
 - [Commentary of changes](#) to Clery due to 2013 reauthorization
 - [Summary document](#) (2022 reauthorization)
 - Campus Climate Survey [solicitation](#) (closed August 1, 2023)
 - More details about online survey tool (see [section 1161/-6](#))
- [Mn State Statute 135A.15](#) State of Minnesota Sexual Harassment and Violence Policy
 - Uniform amnesty Subd 3
 - Coordination with local law enforcement (required MOU) Subd 4

- Online reporting form (Subd 5), allowing for anonymous reporting; providing information about who will receive and have access to the report, how information will be used, and contact information for organizations serving victims
- [Data collection and reporting to OHE](#) Subd 6
- Comprehensive training Subd 8
 - Campus security officers and campus administrators responsible for investigating and adjudicating complaints of sexual assault
 - New, incoming students about sexual assault
 - Annual training for individuals responding to reports of sexual assault
- Student health services screening (Subd 9); student health or counseling services: designated staff
- [Mn State Statute 135A.158](#) State of Minnesota Information Provided to Student Parents & Pregnant Students

Compliance Areas

- [Admissions](#): 34 CFR 106.31(b) and 106.31(c); [Recruitment](#): 34 CFR 106.23; and [Counseling](#): 34 CFR 1036.36
- [Pregnant and Parent](#): 34 CFR 21(c), 106.31(a), 106.37(a)(3), 106.40
 - [Dept of Ed: Know Your Rights](#)
 - [OCR information page](#)
 - Fact sheet Mn 135A.158 (some samplings from other Minnesota State institutions)
 - [Anoka Tech](#)
 - [Metro State University](#)
 - [St Cloud Tech](#)
 - [Saint Paul College](#)
- [Athletics](#): 34 CFR 106.41; 106.37(c)
 - [Equity in Athletics Data Analysis](#) (US Dept of Education report)
 - [Equity and Title IX in Intercollegiate Athletics: A Practical Guide for Colleges and Universities](#)
 - Sample policy: [Gender Equity in Athletics Policy](#)
 - *Example of a think-tank/watch group who submits reports to OCR: [Champion Women](#)*
- [Employment](#): 34 CFR 106.51-62
- Training: Effective training and communication are best practices in preventing sexual harassment; building trust and transparency across campus; and increasing access and opportunity for students and employees.
 - [Title IX Personnel](#) (Title IX Coordinators, Investigators, Decisionmakers, Informal Resolution facilitators) 34 CFR 106.45(b)(10)(i)(D)
 - New, incoming students: Mn 135A.15 Subd.8(b); 34 CFR 668.46 (Clery)
 - Employees (any employee who has a responsibility or protection within the scope of Title IX; any employee who has a responsibility for reporting and/or responding to reports or formal complaints of sexual harassment, including sexual assault)
 - System Procedure: 1B.3.1, Part 9. Subpart A
 - System Procedure: 1B.1.1, Part 8
- [Grievance process for formal complaints](#) 34 CFR 106.45